

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

GOVERNMENT OF GOA

Department of Elections

Office of the Chief Electoral Officer

Notification

The following Notification No. 56/99/J.S.III, dated 20-5-1999 issued by the Election Commission of India, New Delhi is hereby published for general information.

K. K. Sharma, Chief Electoral Officer.

Panaji, 26th May, 1999.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashoka Road,
New Delhi-110-001.
20th May, 1999.

No. 56/99/Judl.-III

Dated: 30 Vaisaka, 1921 (Saka)

Notification

In exercise of the powers conferred by Article 324 of the Constitution of India read with Rules 5 and 10 of the Conduct of Elections Rules 1961, and all other powers enabling it in this behalf, the Election Commission of India hereby makes the following Order to further amend the Election Symbols (Reservation and Allotment) Order, 1968, namely:—

1. *Short title and commencement*:— (1) This Order may be called the Election Symbols (Reservation and Allotment) (Amendment) Order, 1999.

(2) It shall come into force on the date of its publication in the Gazette of India.

2. *Substitution of paragraph 13*.— In the Election Symbols (Reservation and Allotment) Order, 1968 [hereinafter referred to as the 'Principal Order'], for paragraph 13, the following paragraph shall be substituted, namely:—

"13. *When a candidate shall be deemed to be set up by a political party*.— For the purposes of an election from any parliamentary or assembly constituency to which this Order applies, a candidate shall be deemed to be set up by a political party in any such parliamentary or assembly constituency, if, and only if,—

- (a) the candidate has made the prescribed declaration to this effect in his nomination paper;
- (b) a notice by the political party in writing, in Form B, to that effect has, not later than 3 p. m. on the last date for making nominations, been delivered to the Returning Officer of the constituency;
- (c) the said notice in Form B is signed by the President, the Secretary or any other office bearer of the party, and the President, Secretary or such other office bearer sending the notice has been authorised by the party to send such notice;
- (d) the name and specimen signature of such authorised person are communicated by the party, in Form A, to the returning Officer of the constituency and to the Chief Electoral Officer of the State, not later than 3 p. m. on the last date for making nominations; and
- (e) Forms A and B are signed, in ink only, by the said office bearer or person authorised by the party:

Provided that no facsimile signature or signature by means of rubber stamp, etc., of any such office bearer or authorised person shall be accepted and no form transmitted by fax shall be accepted."

3. *Insertion of new paragraph 13A:*— In the principal Order, after paragraph 13, the following paragraph shall be inserted, namely:—

“13A. *Substitution of a candidate by a political party:*— For the removal of any doubt, it is hereby clarified that a political party which has given a notice in Form B under paragraph 13 in favour of a candidate may rescind that notice and may give a revised notice in Form B in favour of another candidate for the constituency:

Provided that the revised notice in Form B, clearly indicating therein that the earlier notice in Form B has been rescinded, reaches the Returning Officer of the constituency, not later than 3 p.m. on the last date for making nominations, and the said revised notice in Form B is signed by the authorised person referred to in clause (d) of paragraph 13:

Provided further that in case more than one notice in Form B is received by the Returning Officer in respect of two or more candidates, and the political party fails to indicate in such notices in Form B that the earlier notice or notices in Form B, has or have been rescinded, the Returning Officer shall accept the notice in Form B in respect of the candidate whose nomination paper was first delivered to him, and the remaining candidate or candidates in respect of whom also notice or notices in Form B has or have been received by him, shall not be treated as candidates set up by such political party.”

4. *Substitution of Form B.*— In the principal Order, for Form B, the following Form B shall be substituted, namely:—

Name of the constituency	Name of the approved candidate	Father's /Mother's/ /Husband's name of approved candidate	Postal address of approved candidate	Name of the substitute candidate who will step-in on the approved candidate's nomination being rejected on scrutiny or on his withdrawing from the contest if substitute candidate is still a contesting candidate	Father's/Mother's/ /Husband's name of substitute candidate	Postal address of substitute candidate
1	2	3	4	5	6	7

*2. The notice in Form 'B' given earlier in favour of Shri/Smt./Sushri as party's approved candidate/Shri/Smt./Sushri as Party's substitute candidate is hereby rescinded.

Yours faithfully,

(Name and Signature of the
Authorised person of the Party)

(Seal of the Party)

Place

Date

*Score off, if not applicable.

“FORM B

Notice as to name of candidate set up by
the political party

[See paragraphs 13(b), (c) and (e) and 13A
of the Election Symbols (Reservation and
Allotment) Order 1968]

To

The Returning Officer for the
..... Constituency.

Subject: General/bye Election to from
(Name of the Constituency) in (State/
/Union Territory) — setting up of candidate.

Sir,

In pursuance of paragraphs 13 (b), (c) and (e) and 13A of the
Election Symbols (Reservation and Allotment) Order, 1968, I
hereby give notice on behalf of (party)—

(i) that the person whose particulars are furnished in
columns (2) to (4) below is the approved candidate of the
party above named, and

(ii) the person whose particulars are mentioned in columns
(5) to (7) below is the substitute candidate of the party, who will
step-in on the approved candidate's nomination being rejected
on scrutiny or on his withdrawing from the contest, if the
substitute candidate is still a contesting candidate,

at the ensuing general/bye election from this constituency:

N. B.

1. This must be delivered to the Returning Officer not later than 3 p. m. on the last date for making nominations.
2. Form must be signed in ink by the office bearer (s) mentioned above. No facsimile signature or signature by means of rubber stamp, etc., of any office bearer shall be accepted.
3. No Form transmitted by fax shall be accepted.
4. Para 2 of the Form must be scored off, if not applicable, or must be properly filled, if applicable."

By Order,

K. J. RAO

Secretary

Notification

The following Notification No. 56/98/JUD. III, dated 26-5-1999 issued by the Election Commission of India, New Delhi is hereby published for general information.

K. K. Sharma, Chief Electoral Officer.

Panaji, 27th May, 1999.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashoka Road,
New Delhi-110 001.

Dated: 26th May, 1999.
5 Jyaistha, 1921 (Saka)

Notification

No. 56/99/JUD-III - In pursuance of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission of India hereby specifies that in addition to the free symbols already specified in Table-IV appended to the Commission's Notification No. 56/98/JUD-III, dated 10th January, 1998, as amended from time-to-time, in respect of the State of Goa, the symbol 'Boat' shall be added as a free symbol.

2. The inclusion of the aforesaid free symbol in the list of free symbols for the State of Goa shall be deemed to have been so specified with effect from 7th May, 1999 and only for the limited purposes of the General Election, now in progress, to the Legislative Assembly of Goa.

By Order,

K. J. RAO

Secretary